IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWELVETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 5262 of 2005

Between:

Krishnaveni All Castes Sand and Ferry Boat Workers Development Mutually Aided Co-operative Society Limited,
Rep. by its President, Sri M. Donge, S/o. Muthyal Rao,
R/o. Vundavalli, Thadepalli Mandal, Guntur District.

..... PETITIONER

AND

1 The District Level Committee for Sand, Rep. by its Chaiperson, Zillaparishad, Guntur District.
2 The District Panchayat Officer and Member Convenor, District Level Committee for Sand,
Guntur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order or orders or direction or writ more particularly one in the nature of Writ of mandamus declaring the action of the respondents in not considering the representation dt. 12-3-2005 for grant of extension of lease hold rights for a period of 2 months from
11-3-2005 to 10-5-2005 pertains to Reach No. 10, Upstream of Prakasham Barrage, Krishna River, Vundavalli, Guntur District to the Petitioner society as illegal and arbitrary and consequentially direct the respondents to consider the representation dt.
12-3-2005 for grant of extension of 2 months lease hold rights.

Counsel for the Petitioner:MR.M.L.ALI

Counsel for the Respondent Nos.1 and 2: GP FOR PANCHAYAT RAJ & RURAL DEV.

The Court, at the stage of admission, made the following :

ORDER:

This writ petition is filed aggrieved by the alleged inaction on the part of the respondents in considering the representation of the petitioner-Society dated 12.03.2005 for extension of leasehold rights for a period of two months in respect of Reach No.10 of Upstream of Prakasham Barrage, Krishna River, Vundavalli, Guntur District.

Learned counsel for the petitioner states that the reach in question has not been leased out to any third party so far and therefore, a direction may be given to the respondents to consider the request of the petitioner for extension of lease.

The learned Government Pleader though states that subsequently the reach in question was notified and public auction was conducted submitted that he has no instructions as to whether any fresh lease has been granted to any third party.

Accordingly, without expressing any opinion on merits, the writ petition is disposed of with a direction to the respondents to consider the representation of the petitioner dated 12.03.2005 and to pass appropriate orders in accordance with law, in case the leasehold rights in respect of the reach in question have not been granted in favour of any third party as on today. No costs.

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12.04.2005

Note : Furnish C.C. in two days.

(B/O)

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To

1 The Chairperson, District Level Committee for Sand,
Zillaparishad, Guntur District.
2 The District Panchayat Officer and Member Convenor,
District Level Committee for Sand,
Guntur District.

3 Two C.Cs to the G.P. for Panchayat Raj and Rural
Development, High Court Buildings, Hyderabad (OUT).

4 2 CD copies.